United Nations Convention on the Law of the Sea SPLOS/2/Rev.4

Meeting of States Parties

Distr.: General
24 January 2005

Original: English

Fifteenth meeting
New York, 16-24 June 2005

Rules of Procedure for Meetings of States Parties

Contents

		Page
	Introductory note	5
I.	MEETINGS	5
	Rule 1. Use of terms	5
	Rule 2. Application	5
	Rule 3. Convening of Meetings of States Parties	6
	Rule 4. Convening of Meetings for elections and for purposes of organization	6
	Rule 5. Notification	6
II.	AGENDA	7
	Rule 6. Provisional agenda	7
	Rule 7. Supplementary items	7
	Rule 8. Additional items	7
	Rule 9. Adoption of the agenda	7
	Rule 10. Amendment and deletion of items	8
	Rule 11. Modifications of the allocation of expenses	8
III.	REPRESENTATION AND CREDENTIALS	8
	Rule 12. Representation	8
	Rule 13. Submission of credentials	8
	Rule 14. Credentials Committee	8
	Rule 15. Provisional participation	9
	Rule 16. Objection to a delegation	9

05-21777 (E) 170205

Rule 17. Accreditation of observers ... 9
IV. PARTICIPATION OF OBSERVERS ... 9
Rule 18. Observers ... 9
V. OFFICERS ... 10
Rule 19. Election of officers ... 10
Rule 20. General powers of the President ... 10
Rule 21. Acting President ... 10
Rule 22. Replacement of the President ... 11
Rule 23. Voting rights of the President ... 11
VI. BUREAU ... 11
Rule 24. Composition and functions ... 11
VII. SECRETARIAT ... 11
Rule 25. Duties of the Secretary-General ... 11
Rule 26. Duties of the Secretariat ... 11
VIII. LANGUAGES ... 12
Rule 27. Languages ... 12
Rule 28. Interpretation ... 12
Rule 29. Languages of official documents ... 12
IX. RECORDS ... 12
Rule 30. Sound recordings of meetings ... 12
X. PUBLIC AND PRIVATE MEETINGS ... 12
Rule 31. General principles ... 12
XI. MINUTE OF SILENT PRAYER OR MEDITATION ... 13
Rule 32. Invitation to silent prayer or meditation ... 13
XII. CONDUCT OF BUSINESS ... 13
Rule 33. Quorum ... 13
Rule 34. Speeches ... 13
Rule 35. Precedence ... 13
Rule 36. Statement by the Secretary-General of the United Nations ... 13
Rule 37. Statements by the President and the Registrar of the International Tribunal and the Secretary-General of the International Seabed Authority ... 14
Rule 38. Statement by the Registrar ... 14
Rule 39. Points of order ... 14
Rule 40. Time limit on speeches ... 14

Rule 41. Closing of the list of speakers and right of reply 14
Rule 42. Adjournment of debate 15
Rule 43. Closure of debate 15
Rule 44. Suspension or adjournment of the meeting 15
Rule 45. Order of procedural motions 15
Rule 46. Proposals and amendments 15
Rule 47. Decisions on competence 16
Rule 48. Withdrawal of motions 16
Rule 49. Reconsideration of proposals 16
Rule 50. Consideration of financial implications 16
XIII. DECISION-MAKING 16
Rule 51. Voting rights 16
Rule 52. General agreement 16
Rule 53. Decisions on questions of substance 17
Rule 54. Working group on financial and budgetary matters 17
Rule 55. Decisions on questions of procedure 17
Rule 56. Decisions on amendments to proposals relating to questions of substance 17
Rule 57. Meaning of "States parties present and voting" and "States parties participating in the Meeting" 17
Rule 58. Method of voting 18
Rule 59. Conduct during voting 18
Rule 60. Explanation of vote 18
Rule 61. Division of proposals and amendments 18
Rule 62. Order of voting on amendments 19
Rule 63. Order of voting on proposals 19
Rule 64. Election of officers 19
Rule 65. Restricted balloting for one elective place 19
Rule 66. Restricted balloting for two or more elective places 20
Rule 67. Equally divided votes 20
XIV. SUBSIDIARY BODIES 20
Rule 68. Establishment 20
Rule 69. Rules of procedure of subsidiary bodies 20
XV. ELECTIONS TO THE INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA 21
Rule 70. Elections of the members of the International Tribunal 21

XVI. ELECTIONS TO THE COMMISSION ON THE LIMITS OF THE CONTINENTAL SHELF . 21
Rule 71. Elections of the members of the Commission 21
Rule 72. By-elections 21
XVII. ADMINISTRATIVE AND BUDGETARY QUESTIONS RELATING TO THE INTERNATIONAL TRIBUNAL 21
Rule 73. Regulations for financial administration 21
Rule 74. Proposed periodic budget 21
Rule 75. Contributions 21
XVIII. AMENDMENTS 22
Rule 76. Method of amendment 22

Introductory note

On 28 July 1994, the General Assembly of the United Nations adopted the Agreement relating to the implementation of Part XI of the United Nations Convention on the Law of the Sea, and the Agreement has been provisionally applied since 16 November 1994.

According to the Agreement, its provisions and Part XI of the Convention are to be interpreted and applied together as a single instrument; these rules and references in these rules to the Convention are to be interpreted and applied accordingly.

I. MEETINGS

Rule 1

Use of terms

For the purposes of these rules:

"Convention" means the United Nations Convention on the Law of the Sea;

"Statute" means the Statute of the International Tribunal for the Law of the Sea, contained in annex VI to the Convention;

"States parties" means parties to the Convention as referred to in article 1, paragraph 2, of the Convention;

"Meeting of States Parties" or "Meeting" means a meeting of States parties convened in accordance with the relevant provisions of the Convention. Such Meeting may be adjourned and may be resumed as required and shall terminate when the next Meeting of States Parties convenes;

"President" means the President of the Meeting of States Parties;

"Secretary-General" means the Secretary-General of the United Nations;

"Secretariat" means the Secretariat of the United Nations;[1]

"International Tribunal" means the International Tribunal for the Law of the Sea;

"Registrar" means the Registrar of the International Tribunal for the Law of the Sea;

"Commission" means the Commission on the Limits of the Continental Shelf.

Rule 2

Application

These rules shall apply to any Meeting of States Parties convened in accordance with the relevant provisions of the Convention. These rules may also apply, subject to the provisions of article 312 of the Convention, to any amendment conference convened in accordance with that article, if the conference so decides.

[1] It is understood that the United Nations Secretariat will provide services to Meetings of States Parties in accordance with the relevant General Assembly resolutions.

Rule 3

Convening of Meetings of States Parties

1. Meetings of States Parties in accordance with article 319, paragraph 2 (e), of the Convention shall be convened by the Secretary-General, when he considers this necessary, or in accordance with paragraph 2 below.

2. Any State party may request the Secretary-General to convene such a Meeting. The Secretary-General shall immediately inform the other States parties of the request and inquire whether they concur in it. If within thirty days of the date of communication by the Secretary-General a majority of the States parties concur in the request, a Meeting shall be convened by the Secretary-General and it shall be held no earlier than thirty days and no later than ninety days after the receipt of such concurrence, unless a Meeting is already scheduled to be held within six months of the request.

Rule 4

Convening of Meetings for elections and for purposes of organization

1. Meetings shall be convened every three years for the election of the members of the International Tribunal in accordance with the provisions of article 4 of the statute.

2. Meetings shall be convened every five years for the election of the members of the Commission in accordance with the provisions of annex II, article 2, of the Convention.

3. Meetings shall be convened as necessary in order to deal with the matters referred to in articles 18 and 19 of the statute and other matters concerning the organization of the International Tribunal or the Commission, when so required.

4. A Meeting of States Parties shall also be convened:

(a) On the date of an election fixed by the President of the International Tribunal in accordance with article 6, paragraph 1, of the statute following the occurrence of a vacancy in the membership of the International Tribunal;

(b) On the date of an election to fill a vacancy in the membership of the Commission, fixed by the Secretary-General after consultation with the States parties.

Rule 5

Notification

1. The Secretary-General shall notify all States parties of the dates, the venue and the purpose of such Meeting at least sixty days in advance of the Meeting.

2. Copies of the notice convening each Meeting of States Parties shall be sent by the Secretariat to the observers referred to in rule 18.

II. AGENDA

Rule 6

Provisional agenda

1. The Secretary-General shall prepare the provisional agenda for each Meeting.

2. The provisional agenda for each Meeting shall be communicated by the Secretariat to the States parties and to observers at least forty-five days before the opening of the Meeting, together with any supporting documents, if necessary.

3. The provisional agenda for the Meeting shall, inter alia, include, as appropriate:

(a) Items the inclusion of which has been decided at a previous Meeting;

(b) Items relating to the organization of the Meeting, when so required, including matters pertaining to the budgetary aspects;

(c) Elections to fill vacancies in the membership of the International Tribunal or of the Commission;

(d) Any report of the International Tribunal on its work;

(e) Any item proposed by the International Tribunal;

(f) Items relating to the organization of the International Tribunal, when so required, including matters pertaining to the budget for the current or next financial period and the report on the accounts for the previous financial period.

Rule 7

Supplementary items

Supplementary items, proposed for inclusion in the agenda at least thirty days before the date fixed for the opening of the Meeting, shall be placed in a supplementary list, which shall be communicated to the States parties and to observers at least twenty days before the opening of the Meeting.

Rule 8

Additional items

Additional items of an important and urgent character, proposed for inclusion in the agenda less than thirty days before the opening of the Meeting or during a Meeting, may be placed on the agenda if the States parties so decide by a majority of the States parties present and voting.

Rule 9

Adoption of the agenda

At each Meeting, the provisional agenda and any supplementary list shall be submitted to the Meeting of States Parties for approval by a majority of States parties present and voting, as soon as possible after the opening of the Meeting.

Rule 10

Amendment and deletion of items

Items on the agenda may be amended or deleted by a majority of the States parties present and voting.

Rule 11

Modifications of the allocation of expenses

No proposal for a modification of the allocation of expenses of the International Tribunal for the time being in force shall be placed on the agenda unless it has been communicated to the States parties at least sixty days before the opening of the Meeting.

III. REPRESENTATION AND CREDENTIALS

Rule 12

Representation

1. Each State party shall be represented by accredited representatives and such alternate representatives and advisers as may be required.

2. Observers shall be represented by accredited or designated representatives, as the case may be, and by such alternate representatives and advisers as may be required.

3. The representative may designate an alternate representative or an adviser to act in his capacity.

Rule 13

Submission of credentials

1. The credentials of representatives and the names of alternate representatives and advisers shall be submitted to the Secretariat, if possible not later than twenty-four hours after the opening of the Meeting. Any changes in the composition of the delegations shall also be submitted to the Secretariat.

2. The credentials shall be issued either by the Head of State or Government or by the Minister for Foreign Affairs or any person authorized by either of them, or, in the case of the entities referred to in article 305, paragraph 1 (f), of the Convention, by another competent authority.

Rule 14

Credentials Committee

A Credentials Committee shall be appointed at the beginning of each Meeting. It shall consist of nine States parties, which shall be appointed by the Meeting on the proposal of the President. The Committee shall elect its own officers. It shall examine the credentials of representatives of States parties and report to the Meeting without delay.

Rule 15

Provisional participation

Pending a decision of the Meeting of States Parties upon their credentials, representatives shall be entitled to participate provisionally in the Meeting.

Rule 16

Objection to a delegation

If an objection is raised against the representation of a delegation, such objection shall be considered by the Credentials Committee forthwith. The report thereon shall be submitted to the Meeting of States Parties without delay for its decision.

Rule 17

Accreditation of observers

The names of accredited or designated representatives of observers shall be submitted to the Secretariat.

IV. PARTICIPATION OF OBSERVERS

Rule 18

Observers

1. At the Meetings of States Parties, the following may participate as observers if they are not parties to the Convention:

(a) States that have signed the Convention;

(b) States Members of the United Nations or members of specialized agencies of the United Nations system or the International Atomic Energy Agency;

(c) International organizations referred to in annex IX to the Convention;

(d) Entities referred to in article 305, paragraph 1, subparagraphs (c), (d) and (e), of the Convention;

(e) Observers at the Third United Nations Conference on the Law of the Sea who have signed the Final Act and who are not referred to in article 305, paragraph 1 (c), (d), (e) or (f), of the Convention.

2. The International Seabed Authority may participate as an observer.

3. The specialized agencies of the United Nations system, the International Atomic Energy Agency and other intergovernmental organizations that are invited to the Meeting may also participate as observers.

4. The Commission on the Limits of the Continental Shelf may participate as an observer in a manner consistent with its functions as an expert body under article 76 of and annex II to the Convention and the independence of its members.

5. Non-governmental organizations recognized by the Economic and Social Council whose fields of competence are relevant to the law of the sea and other non-governmental organizations invited by the Meeting of States Parties which have

demonstrated their interest in matters under the consideration of the Meeting may also participate as observers.

6. Representatives of observers referred to in paragraphs 1 and 2 of this rule may participate, subject to the provisions of these rules, in the deliberations of the Meeting but shall not be entitled to participate in the taking of decisions.

7. Observers referred to in paragraphs 3, 4 and 5 of this rule may designate representatives to sit at public meetings of the Meetings of States Parties and, upon invitation by the President and subject to the approval of the Meeting, may make oral statements and submit written statements on questions within the scope of their activities.

8. Written statements submitted by observers shall be distributed to the Meeting by the Secretariat

V. OFFICERS

Rule 19

Election of officers

The Meeting of States Parties shall elect from among the representatives of States parties participating in the Meeting the following officers: a President and four Vice-Presidents, one from each region, excluding the region of the President. Their terms of office shall continue until the next Meeting elects its officers.

Rule 20

General powers of the President

1. In addition to exercising the powers conferred upon him elsewhere by these rules, the President shall preside at plenary meetings, declare the opening and closing of each meeting, direct the discussions at such meetings, accord the right to speak, put questions to the vote and announce decisions. The President shall rule on points of order and, subject to these rules of procedure, have complete control over the proceedings and over the maintenance of order thereat. The President may propose to the Meeting of States Parties the limitation of time to be allowed to speakers, the limitation of the number of times each representative may speak on any question, the closure of the list of speakers, the adjournment or closure of the debate and the suspension or the adjournment of the meeting.

2. The President, in the exercise of his functions, remains under the authority of the Meeting of States Parties.

Rule 21

Acting President

1. If the President is absent from a meeting or any part thereof, he shall designate one of the Vice-Presidents to take his place.

2. A Vice-President acting as President shall have the same powers and duties as the President.

Rule 22

Replacement of the President

If the President is unable to perform his functions, a new President shall be elected.

Rule 23

Voting rights of the President

The President, or a Vice-President acting as President, shall not vote but shall designate another member of his delegation to vote in his place.

VI. BUREAU

Rule 24

Composition and functions

The President and Vice-Presidents shall constitute the Bureau, which shall meet as necessary during the Meeting to review the progress of work and to make recommendations for furthering such progress. It shall also meet at such other times as the President deems necessary or upon the request of any other of its members. The Bureau shall assist the President in the general conduct of work which falls within the competence of the President. The Chairmen of any subsidiary bodies may be invited to attend meetings of the Bureau.

VII. SECRETARIAT

Rule 25

Duties of the Secretary-General

1. The Secretary-General shall act at the Meetings of States Parties in his capacity as Secretary-General of the United Nations. The Secretary-General may designate a member of the Secretariat to participate on his behalf.

2. The Secretary-General shall be responsible for making the arrangements related to Meetings of States Parties and shall provide and direct the staff required by such Meetings and meetings of any subsidiary bodies as may be established.

Rule 26

Duties of the Secretariat

The Secretariat shall receive, translate, reproduce and distribute documents, reports, resolutions and decisions of the Meeting of States Parties and any subsidiary bodies that may be established; interpret speeches made at meetings, prepare and circulate the records of the Meeting, have the custody and proper preservation of the documents in the archives of the United Nations, distribute all documents of the Meeting to the States parties and observer States; and, generally, perform all other work which the Meeting of States Parties may require and provide copies of relevant documents for the archives of the Tribunal.

VIII. LANGUAGES

Rule 27

Languages

Arabic, Chinese, English, French, Russian and Spanish shall be the languages of the Meeting of States Parties and any subsidiary bodies that may be established.

Rule 28

Interpretation

1. Speeches made in a language of the Meeting of States Parties shall be interpreted into the other such languages.

2. Any representative may make a speech in a language other than a language of the Meeting of States Parties. In that case, the representative shall provide for interpretation into one of the languages of Meetings. Interpretation into the other languages of the Meeting of States Parties by the interpreters of the Secretariat may be based on the interpretation given in the first such language.

Rule 29

Languages of official documents

Official documents shall be published in the languages of the Meeting of States Parties.

IX. RECORDS

Rule 30

Sound recordings of meetings

The Secretariat shall make and keep sound recordings of plenary meetings and of meetings of any subsidiary bodies when so decided.

X. PUBLIC AND PRIVATE MEETINGS

Rule 31

General principles

1. Plenary meetings shall be held in public unless the Meeting of States Parties decides otherwise.

2. As a general rule, meetings of any subsidiary bodies shall be held in private.

3. All decisions of the Meeting of States Parties taken at a private meeting shall be announced at an early public meeting. At the close of a private meeting of any subsidiary body, the President may issue a communiqué through the Secretariat.

XI. MINUTE OF SILENT PRAYER OR MEDITATION

Rule 32

Invitation to silent prayer or meditation

Immediately after the opening of the first plenary meeting and immediately preceding the closing of the final plenary meeting, the President shall invite the representatives to observe one minute of silence dedicated to prayer or meditation.

XII. CONDUCT OF BUSINESS

Rule 33

Quorum

1. The President may declare a meeting open and permit the debate to proceed when representatives of at least one third of the States parties participating in the Meeting are present.

2. The presence of representatives of a majority of the States parties so participating shall be required for any decision to be taken, provided that for a decision on any matter of substance the presence of representatives of two thirds of the States parties so participating shall be required.

Rule 34

Speeches

No representative may address the Meeting of States Parties without having previously obtained the permission of the President. Subject to rules 41 and 44, the President shall call upon speakers in the order in which they signify their desire to speak. The Secretariat shall be in charge of drawing up a list of such speakers. The President may call a speaker to order if the remarks of the speakers are not relevant to the subject under discussion.

Rule 35

Precedence

The Chairman of any subsidiary body may be accorded precedence for the purpose of explaining the conclusions arrived at by that body.

Rule 36

Statement by the Secretary-General of the United Nations

The Secretary-General of the United Nations, or a member of the Secretariat designated by him as his representative, may at any time make either oral or written statements to the Meeting of States Parties concerning any question under consideration by it.

Rule 37

Statements by the President and the Registrar of the International Tribunal and the Secretary-General of the International Seabed Authority

The President and the Registrar of the Tribunal and the Secretary-General of the International Seabed Authority shall be invited to Meetings of States Parties and may make written or oral statements concerning any question under consideration by the Meeting and provide information on those institutions, as appropriate.

Rule 38

Statement by the Registrar

The Registrar, or a member of the Registry designated by him as his representative, may at any time make either oral or written statements to the Meeting of States Parties concerning any question relating to the administrative or financial implications of the proposed action for the International Tribunal.

Rule 39

Points of order

During the discussion of any matter, a representative of a State party may rise to a point of order, and the point of order shall be immediately decided by the President in accordance with these rules of procedure. A representative of a State party may appeal against the ruling of the President. The appeal shall be immediately put to the vote and the President's ruling shall stand unless overruled by a majority of the States parties present and voting. A representative rising to a point of order may not speak on the substance of the matter under discussion.

Rule 40

Time limit on speeches

The Meeting of States Parties may limit the time to be allowed to each speaker and the number of times each representative of a State party may speak on any question. Before a decision is taken, two representatives of States parties may speak in favour of, and two against, a proposal to set such limits. When the debate is limited and a representative exceeds the allotted time, the President shall call that representative to order without delay.

Rule 41

Closing of the list of speakers and right of reply

During the course of a debate, the President may announce the list of speakers and, with the consent of the Meeting of States Parties, declare the list closed. The President may, however, accord the right of reply to any representative if a speech delivered after he has declared the list closed makes this desirable.

Rule 42

Adjournment of debate

During the discussion of any matter, a representative of a State party may move the adjournment of the debate on the question under discussion. In addition to the proposer of the motion, two representatives of States Parties may speak in favour of, and two against, the motion, after which the motion shall be immediately put to the vote. The President may limit the time to be allowed to speakers under this rule.

Rule 43

Closure of debate

A representative of a State party may at any time move the closure of the debate on the question under discussion, whether or not any other representative has signified his wish to speak. Permission to speak on the motion shall be accorded only to two representatives of States parties opposing the closure, after which the motion shall be immediately put to the vote. If the Meeting of States Parties is in favour of the closure, the President shall declare the closure of the debate. The President may limit the time to be allowed to speakers under this rule.

Rule 44

Suspension or adjournment of the meeting

During the discussion of any matter, a representative of a State party may move the suspension or the adjournment of the meeting. Such motions shall not be debated, but shall be immediately put to the vote. The President may limit the time to be allowed to the speaker moving the suspension or adjournment of the meeting.

Rule 45

Order of procedural motions

Subject to rule 39, the following motions shall have precedence in the following order over all other proposals or motions before the Meeting of States Parties:

(a) To suspend the meeting;

(b) To adjourn the meeting;

(c) To adjourn the debate on the question under discussion;

(d) To close the debate on the question under discussion.

Rule 46

Proposals and amendments

Proposals and amendments shall normally be submitted in writing to the Secretariat, which shall circulate copies to the delegations. As a general rule, no proposal shall be discussed or put to the vote at any Meeting unless copies of it have been circulated to all delegations in the languages of the Meeting of States Parties not later than the day preceding the Meeting. The President may, however, permit

the discussion and consideration of amendments, or of motions as to procedure, even though such amendments and motions have not been circulated or have only been circulated the same day.

Rule 47

Decisions on competence

Subject to rule 45, any motion calling for a decision on the competence of the Meeting of States Parties to adopt a proposal submitted to it shall be put to the vote before a decision is taken on the proposal in question.

Rule 48

Withdrawal of motions

A motion may be withdrawn by its proposer at any time before voting on it has commenced, provided that the motion has not been amended. A motion thus withdrawn may be reintroduced by any representative of a State party.

Rule 49

Reconsideration of proposals

When a proposal has been adopted or rejected, it may not be reconsidered at the same meeting unless the Meeting of States parties, by a two-thirds majority of the States Parties present and voting, so decides. Permission to speak on a motion to reconsider shall be accorded only to two representatives of States parties opposing the motion, after which it shall be immediately put to the vote.

Rule 50

Consideration of financial implications

Before the Meeting of States Parties takes a decision having financial implications, it shall receive and consider a report on such implications from the Secretariat or from the Registrar for decisions having financial or administrative implications relating to the Tribunal.

XIII. DECISION-MAKING

Rule 51

Voting rights

Each State party shall have one vote. Participation in decision-making by the entities referred to in article 305, paragraph 1 (f), of the Convention shall be in accordance with annex IX to the Convention.

Rule 52

General agreement

1. The Meeting of States Parties should conduct its work on the basis of general agreement.

2. It may proceed to a vote in accordance with rule 53 only after all efforts at achieving general agreement have been exhausted.

Rule 53

Decisions on questions of substance

Subject to rule 52, decisions on matters of substance shall be taken by a two-thirds majority of the States parties present and voting, provided that such majority includes a majority of the States parties participating in the Meeting.[2]

Rule 54

Working group on financial and budgetary matters

Meetings of States Parties at which financial and budgetary matters will be discussed shall establish, as a matter of priority, an open-ended working group which shall review the proposed budget of the International Tribunal and make recommendations to the Meeting. The working group shall be chaired by the President of the Meeting. Decisions on budgetary and financial matters shall be based upon the recommendations of the working group.

Rule 55

Decisions on questions of procedure

1. Except as otherwise provided in these rules, decisions on all matters of procedure shall be taken by a majority of the States parties present and voting.

2. If the question arises whether a matter is one of procedure or of substance, the President shall rule on the question. An appeal against this ruling shall immediately be put to the vote and the President's ruling shall stand unless the appeal is approved by a majority of the States parties present and voting.

Rule 56

Decisions on amendments to proposals relating to questions of substance

Decisions on amendments to proposals relating to questions of substance, and on parts of such proposals put to the vote separately, shall be made by a two-thirds majority of the States parties present and voting, provided that such majority includes a majority of the States parties participating in the Meeting.

Rule 57

Meaning of "States parties present and voting" and "States parties participating in the Meeting"

1. For the purposes of these rules, the phrase "States parties present and voting" means States parties present and casting an affirmative or negative vote; States parties which abstain from voting shall be considered as not voting.

2. Subject to the provisions of rules 12 to 16 and without prejudice to the powers and functions of the Credentials Committee, the term "States parties participating in

[2] This rule is without prejudice to the rules relating to financial and budgetary matters.

the Meeting" in relation to any particular Meeting means any State party whose representatives have registered with the Secretariat as participating in that Meeting and which has not subsequently notified the Secretariat of its withdrawal from that Meeting or part of it. The Secretariat shall keep a register for this purpose.

Rule 58

Method of voting

1. The Meeting of States Parties shall, in the absence of mechanical means for voting, vote by show of hands or by standing, but a representative of any State party may request a roll-call. The roll-call shall be taken in the English alphabetical order of the names of the States parties participating in the Meeting, beginning with the State party whose name is drawn by lot by the President. The name of each State party shall be called in any roll-call, and one of its representatives shall reply "yes", "no" or "abstention". The result of the voting shall be inserted in the record in the English alphabetical order of the names of the States parties.

2. When the Meeting of States Parties votes by mechanical means, a non-recorded vote shall replace a vote by show of hands or by standing and a recorded vote shall replace a roll-call vote. A representative of a State party may request a recorded vote. In the case of a recorded vote, the Meeting shall, unless a representative of a State party requests otherwise, dispense with the procedure of calling out the names of the States parties; nevertheless, the result of the voting shall be inserted in the record in the same manner as that of a roll-call vote.

Rule 59

Conduct during voting

After the President has announced the commencement of voting, no representative of a State party may interrupt the voting, except that representatives of States parties may interrupt on a point of order in connection with the actual conduct of the voting.

Rule 60

Explanation of vote

Representatives of States parties may make brief statements consisting solely of explanations of their votes before the voting has commenced or after the voting has been completed. The President may limit the time to be allowed for such statements. The representative of a State party sponsoring a proposal or motion shall not speak in explanation of vote thereon, except if it has been amended.

Rule 61

Division of proposals and amendments

A representative of a State party may move that parts of a proposal or of an amendment be voted on separately. If objection is made to the request for division, the motion for division shall be voted upon. Permission to speak on the motion for division shall be given only to two speakers in favour and two speakers against. If the motion for division is carried, those parts of the proposal or of the amendment which are approved shall then be put to the vote as a whole. If all operative parts of

the proposal or of the amendment have been rejected, the proposal or the amendment shall be considered to have been rejected as a whole.

Rule 62

Order of voting on amendments

When an amendment is moved to a proposal, the amendment shall be voted on first. When two or more amendments are moved to a proposal, the Meeting shall first vote on the amendment furthest removed in substance from the original proposal and then on the amendment next furthest removed therefrom, and so on until all the amendments have been put to the vote. Where, however, the adoption of one amendment necessarily implies the rejection of another amendment, the latter amendment shall not be put to the vote. If one or more amendments are adopted, the amended proposal shall then be voted upon. A motion is considered an amendment to a proposal if it merely adds to, deletes from or revises part of the proposal.

Rule 63

Order of voting on proposals

If two or more proposals relate to the same question, the Meeting of States Parties shall, unless it decides otherwise, vote on the proposals in the order in which they have been submitted. The Meeting may, after each vote on a proposal, decide whether to vote on the next proposal.

Rule 64

Election of officers

All elections of officers of the Meeting of States Parties shall be held by secret ballot unless otherwise decided by the Meeting.

Rule 65

Restricted balloting for one elective place

1. When only one person or State party is to be elected and no candidate obtains in the first ballot the votes of a majority of the States parties present and voting, a second ballot restricted to the two candidates obtaining the largest number of votes shall be taken. If in the second ballot the votes are equally divided, the President shall decide between the candidates by drawing lots.

2. In the case of a tie in the first ballot among more than two candidates obtaining the largest number of votes, a second ballot shall be held. If on that ballot a tie remains among more than two candidates, the number shall be reduced to two by lot and the balloting, restricted to them, shall continue in accordance with the preceding paragraph.

3. These provisions shall not prejudice the application of rules 70 to 72.

Rule 66

Restricted balloting for two or more elective places

When two or more elective places are to be filled at one time under the same conditions, those candidates, not exceeding the number of such places, obtaining in the first ballot the majority required shall be elected. If the number of candidates obtaining such a majority is less than the number of persons or States parties to be elected, there shall be additional ballots to fill the remaining places, the voting being restricted to the candidates obtaining the greatest number of votes in the previous ballot to a number not more than twice the places remaining to be filled; provided that, after the third inconclusive ballot, votes may be cast for any eligible person or State party. If three such unrestricted ballots are inconclusive, the next three ballots shall be restricted to the candidates who obtained the greatest number of votes in the third of the unrestricted ballots, to a number not more than twice the places remaining to be filled, and the following three ballots thereafter shall be unrestricted, and so on until all the places have been filled. These provisions shall not prejudice the application of rules 70 to 72.

Rule 67

Equally divided votes

If a vote is equally divided on matters other than elections, a second vote shall be taken at a subsequent Meeting which shall be held within forty-eight hours of the first vote, and it shall be expressly mentioned in the agenda that a second vote will be taken on the matter in question. If that vote also results in equality, the proposal shall be regarded as rejected.

XIV. SUBSIDIARY BODIES

Rule 68

Establishment

1. The Meeting of States Parties may establish such subsidiary bodies as it deems necessary for the exercise of its functions.

2. The composition and competence of each subsidiary body will be determined by the Meeting of States Parties.

Rule 69

Rules of procedure of subsidiary bodies

Unless otherwise decided by the Meeting of States Parties, these rules apply, mutatis mutandis, to the proceedings of subsidiary bodies, except that:

(a) The Chairman of a subsidiary body may exercise the right to vote;

(b) The presence of representatives of a majority of the members of any subsidiary body shall be required for any decision to be taken.

XV. ELECTIONS TO THE INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA

Rule 70

Elections of the members of the International Tribunal

The elections of the members of the International Tribunal shall take place in accordance with the statute.

XVI. ELECTIONS TO THE COMMISSION ON THE LIMITS OF THE CONTINENTAL SHELF

Rule 71

Elections of the members of the Commission

The elections of the members of the Commission shall take place in accordance with article 76 and annex II to the Convention.

Rule 72

By-elections

If the office of a member of the Commission becomes vacant, the Meeting of States Parties shall, in accordance with rule 71, elect a member for the remainder of the predecessor's term.

XVII. ADMINISTRATIVE AND BUDGETARY QUESTIONS RELATING TO THE INTERNATIONAL TRIBUNAL

Rule 73

Regulations for financial administration

The Meeting of States Parties shall establish regulations for the financial administration of the International Tribunal.

Rule 74

Proposed periodic budget

The Meeting of States Parties shall consider and approve the proposed periodic budget of the International Tribunal submitted by the Tribunal.

Rule 75

Contributions

The Meeting of States Parties shall, in accordance with article 19 of the statute, decide on the terms and the manner in which States parties and the International Seabed Authority shall contribute to the expenses of the International Tribunal.

XVIII. AMENDMENTS

Rule 76

Method of amendment

These rules of procedure may be amended by a decision of the Meeting of States Parties taken by a two-thirds majority of the States Parties present and voting, provided it includes a majority of States Parties participating in the meeting, after the Bureau has reported on the proposed amendment.